

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI  
JACKSON DIVISION**

**OLIVIA Y., *et al.*,  
For And On Behalf of All Others Similarly Situated**

**PLAINTIFFS**

**v.**

**CIVIL ACTION NO. 3:04CV251**

**HALEY BARBOUR,  
as Governor of the State of Mississippi, *et al.***

**DEFENDANTS**

**ORDER GRANTING MOTION FOR LEAVE TO  
SUPPLEMENT PLAINTIFFS' WITNESS LIST**

This matter having come before the Court on Plaintiffs' Motion for leave to supplement their Amended Initial Mandatory Disclosures, the Court hereby GRANTS the Motion and therefore ORDERS that:

1. Within two weeks from the date of this Order, Plaintiffs shall serve the supplement to their Amended Initial Mandatory Disclosures to Defendants, including summaries of the anticipated testimony of three supplemental witnesses: (i) RR, a 17-year old class member in MDHS custody; (ii) EC, a former MDHS-licensed foster parent; and (iii) Henry Goodman, a former MDHS Regional Director.
2. Defendants shall have three weeks from the date of Plaintiffs' service of the supplemental witnesses to file notices of any depositions of said witnesses; and
3. Defendants shall conclude any such depositions by January 31, 2007.

SO ORDERED, this 13<sup>th</sup> day of November, 2006.

/s/ Tom S. Lee  
UNITED STATES DISTRICT JUDGE

AGREED TO BY:

/s Melody McAnally

W. Wayne Drinkwater, Jr. (MBN 6193)  
Melody McAnally (MBN 101236)  
BRADLEY ARANT ROSE & WHITE LLP  
188 East Capitol Street, Suite 450  
Jackson, MS 39201  
Telephone: (601) 948-8000  
Facsimile: (601) 948-3000

Stephen H. Leech (MBN 1173)  
850 East River Place, Suite 300  
Jackson, MS 39202  
Telephone: (601) 355-4013

Marcia Robinson Lowry (MBN 43991 *pro hac vice*)  
Susan Lambiase (MBN 43992 *pro hac vice*)  
Eric E. Thompson (MBN 43993 *pro hac vice*)  
Tara Crean (MBN 44447 *pro hac vice*)  
Shirim Nothenberg (MBN 43990 *pro hac vice*)  
CHILDREN'S RIGHTS  
330 Seventh Ave, 4th Floor  
New York, NY 10001  
Telephone: (212) 683-2210

John Lang (MBN 43987 *pro hac vice*)  
Christian Carbone (MBN 43986 *pro hac vice*)  
John Piskora (MBN 44474 *pro hac vice*)  
LOEB & LOEB LLP  
345 Park Avenue  
New York, NY 10154  
Telephone: (212) 407-4000

*PLAINTIFFS' COUNSEL*

/s Dewitt L. ("Rusty") Fortenberry Jr.

Dewitt L. ("Rusty") Fortenberry Jr., Esq.

Barry C. Campbell, Esq.

Kenya Key Rachal, Esq.

Gretchen L. Zmitrovich, Esq.

Ashley Tullos Young, Esq.

BAKER, DONELSON, BEARMAN, CALDWELL & BERKOWITZ, PC

428 I-55 North

Meadowbrook Office Park

Jackson, MS 39211

(601) 351-2400

Harold E. Pizzetta, III, Esq.

Assistant Attorney General

General Civil Division

Carroll Gartin Justice Building

430 High Street

Jackson, Mississippi 39201

*Attorneys for Defendants*